

INTERVENTION



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2011 JUL 26 P 4:28

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Attorney for Invenergy LLC

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

GARY PIERCE, Chairman
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP
BRENDA BURNS

Arizona Corporation Commission
DOCKETED

JUL 26 2011

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
NAVOPACHE ELECTRIC COOPERATIVE, INC.
FOR A DETERMINATION OF THE FAIR
VALUE OF ITS PROPERTY FOR RATEMAKING
PURPOSES, TO FIX A JUST AND REASON-
ABLE RETURN THEREON AND TO APPROVE
RATES DESIGNED TO DEVELOP SUCH
RETURN.

DOCKET NO. E-01787A-11-0186

**PETITION FOR LEAVE TO
INTERVENE OF INVENERGY
WIND DEVELOPMENT LLC**

Pursuant to the Rules of Practice and Procedure of the Arizona Corporation

Commission ("Commission"), Invenergy Wind Development LLC ("Invenergy") hereby
petitions for leave to intervene in the above-captioned docket and, in support thereof,
states as follows:

Invenergy Wind Development LLC

1. Invenergy is a limited liability company organized and existing under the laws of
the state of Delaware and having its principle place of business in Chicago, Illinois.
Invenergy is a leading clean energy company focused on the development, ownership,

1 operation, and management of large-scale electricity generation assets in the North
2 American markets. Invenergy and its affiliates currently have over 2,200 MW of natural
3 gas-fueled electric generating projects in operation and wind energy projects totaling over
4 2,000 MW in construction or operation across the country. Invenergy, with its affiliates
5 and subsidiaries, is the sixth largest owner of wind generation assets in the United States
6 (American Wind Energy Association 2009 Annual Wind Industry Report).

7 2. Invenergy has not previously intervened in any proceeding before the
8 Commission.

9 3. Invenergy is currently developing a wind energy project in eastern Arizona to
10 be sited within Navopache's service territory and seeking to interconnect in to the
11 Navopache 69kv transmission system. Navopache's tariff currently contains no
12 procedure, method, or provisions whereby a third party may apply to interconnect an
13 electric generation facility to the Navopache system. In addition the current tariff does
14 not contain any terms or provisions which would govern the construction or operation of
15 any third party generation facility.

16 The State of Arizona requires any utility regulated by the Commission to allow
17 third party generation facilities access to electric transmission service:

18 "B. Every public service corporation shall allow every electricity supplier and
19 self-generator of electricity access to electric transmission service and electric
20 distribution service under rates and terms and conditions of service that are just and
21 reasonable as determined and approved by regulatory agencies that have jurisdiction over
22 electric transmission service and electric distribution service. Nothing in this subsection
23 limits the access of a public power entity as defined in section 30-801 to the transmission
24 services of public service corporations in accordance with the federal power act, 16
25 United States Code section 792". A.R.S. § 40-332.B.
26

1 Invenergy believes that any Commission decision in the current ratemaking
2 proceeding should require Navopache to establish and publish interconnection provisions
3 and procedures, and these provisions and procedures should facilitate interconnection of
4 generating facilities to the Navopache system in a timely manner.

5 3. Intervention by Invenergy will not unduly broaden the issues or delay the
6 proceeding.

7 4. SI requests that all pleadings, correspondence, discovery, and other forms of
8 documents be served on the following:

9
10 Douglas V. Fant
11 Law Offices of Douglas V. Fant
12 3655 W. Anthem Way
13 Suite A-109, PMB 411
14 Anthem, AZ. 85086
15 (602) 770-5098
16 Fax: (623) 551-9730
17 dfantlaw@earthlink.net

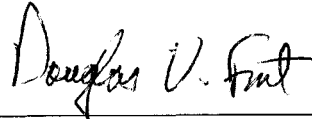
18
19 William Borders
20 Deputy General Counsel
21 Invenergy Wind Development LLC
22 One South Wacker Drive, Suite 1900
23 Chicago, Illinois 60606 USA
24 (O) 312-582-1460
25 **wborders@invenergylc.com**
26

27 Wherefore Invenergy Wind Development LLC respectfully requests that the
28 Commission issue an order granting its Petition for Leave to Intervene in the above-
29 captioned proceeding.

30
31 Respectfully submitted this 27th day of July 2011.
32

INVENERGY WIND DEVELOPMENT

LLC



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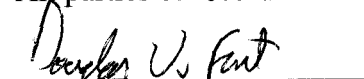
LLC

The original and 13 copies
of the foregoing have been filed
as of July 27, 2011 with:

Docket Control
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ. 85007

Copies of the foregoing have
been mailed, faxed, or trans-
mitted electronically as of
July 27, 2011 to:

All parties of record


Douglas V. Fant